


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY  D.C.
05 NOV -3 PM 3:42

Larry Phifer

Plaintiff,

vs.

No. 2:05cv2686-D/P

Allstate Insurance Company

Defendant.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TENNESSEE

RULE 16(B) SCHEDULING ORDER

Pursuant to written notice, a scheduling conference was held on November 3, 2005. Present were Lewis K. Garrison, Sr., counsel for Plaintiff, and David M. Waldrop, counsel for defendants. At the conference, the following dates were established as the final dates for:

INITIAL DISCLOSURES PURSUANT TO Fed.R.Civ.P. 26(a) (1): November 17, 2005

14 days after the 26(f) conference. If not made before the Rule 16(b) conference, then 14 days after the Rule 16(b) conference.

JOINING PARTIES: November 17, 2005

DEADLINE: January 3, 2006

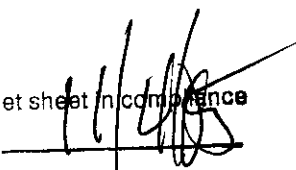
AMENDING PLEADINGS: January 3, 2006

INITIAL MOTIONS TO DISMISS: February 3, 2006

COMPLETING ALL DISCOVERY: June 6, 2006

(a) DOCUMENT PRODUCTION: June 6, 2006

(b) DEPOSITIONS, INTERROGATORIES AND
REQUESTS FOR ADMISSIONS: June 6, 2006

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 

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(c) EXPERT WITNESS DISCLOSURE (Rule 26):

- | | |
|--|---------------|
| (1) DISCLOSURE OF PLAINTIFF'S RULE
26 EXPERT INFORMATION: | April 3, 2006 |
| (2) DISCLOSURE OF DEFENDANT'S RULE
26 EXPERT INFORMATION: | May 3, 2006 |
| (3) EXPERT WITNESS DEPOSITIONS: | June 6, 2006 |

FILING OF DISPOSITIVE MOTIONS: July 9, 2006

OTHER RELEVANT MATTERS:

No depositions may be scheduled to occur after the discovery cutoff date. All motions, requests for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or the service of the response, answer, or objection, which is the subject of the motion, if the default occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or the objection to the default, response, answer, or objection shall be waived.

The case is set for jury trial, and the trial is expected to last 3 days. The pretrial order date, pretrial conference date, and trial date will be set by the presiding judge.

This case is appropriate for ADR. The parties are directed to engage in court-annexed attorney mediation or private mediation after the close of discovery.

The parties are reminded that pursuant to Local Rule 11(a) (1) (A), all motions, except motions pursuant to Fed. R. Civ. P. 12, 56, 59, and 60 shall be accompanied by a proposed order.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

The parties ~~have~~ ^{do} not consented to trial before the magistrate judge.

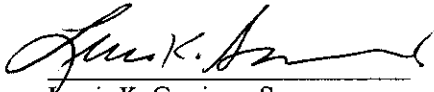
This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE

DATE: November 3, 2005

APPROVED BY:



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Notice of Distribution

This notice confirms a copy of the document docketed as number 7 in case 2:05-CV-02686 was distributed by fax, mail, or direct printing on November 4, 2005 to the parties listed.

Jimmy Moore
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Honorable Bernice Donald
US DISTRICT COURT